

**IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TEXAS  
TYLER DIVISION**

**BLUE SPIKE, LLC,**

**PLAINTIFF,**

**V.**

**TEXAS INSTRUMENTS, INC., ET AL.,**

**DEFENDANTS.**

**Civil Action No.: 6:12-cv-00499-MHS-  
CMC**

## JURY TRIAL DEMANDED

**BLUE SPIKE, LLC,**

**PLAINTIFF,**

**V.**

**SUPREMA, INC., ET AL.,**

**DEFENDANTS.**

**6:13-cv-00057-MHS**  
**(Consolidated with 6:12-cv-499-MHS-**  
**CMC and closed)**

## JURY TRIAL DEMANDED

## **JOINT STIPULATION OF DISMISSAL**

NOW COME, Plaintiff Blue Spike, LLC, and Defendant Fulcrum Biometrics, LLC (“Fulcrum”), by and through their respective attorneys, hereby stipulate and agree as follows:

Accordingly, pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), Blue Spike, LLC stipulates to the dismissal without prejudice of all claims and causes of action asserted in Case No. 6:12-cv-57 against Fulcrum, and Fulcrum stipulates to the dismissal without prejudice of all counterclaims and defenses asserted in Case No. 6:12-cv-57 against Blue Spike, LLC. The parties shall bear their own attorneys' fees, expenses and

costs.

Dated: September 2, 2014

By: /s/ Randall T. Garteiser

Randall T. Garteiser  
Lead Attorney  
Texas Bar No. 24038912  
rgarteiser@ghiplaw.com  
Christopher A. Honea  
Texas Bar No. 24059967  
chonea@ghiplaw.com  
Christopher S. Johns  
Texas Bar No. 24044849  
cjohns@ghiplaw.com  
Kirk J. Anderson  
California Bar No. 289043  
Peter S. Brasher  
California Bar No. 283992  
GARTEISER HONEA, P.C.  
218 North College Avenue  
Tyler, Texas 75702  
(903) 705-0828  
(903) 526-5477 fax

***ATTORNEYS FOR BLUE SPIKE, LLC***

By: /s/ Eric H. Findlay

Eric Hugh Findlay  
Texas Bar No. 00789886  
efindlay@findlaycraft.com  
Walter W. Lackey, Jr.  
Texas Bar No. 24050901  
wlackey@findlaycraft.com  
FINDLAY CRAFT, P.C.  
102 North College Ave. Ste. 900  
Tyler, Texas 75702  
(903) 534-1100  
(903) 534-1137 fax

***ATTORNEYS FOR FULCRUM BIOMETRICS, LLC***

**CERTIFICATE OF SERVICE**

The undersigned certifies that the foregoing document was filed electronically in compliance with Local Rule CV-5(a). As such, this document was served on all counsel who are deemed to have consented to electronic service. Local Rule CV-5(a)(3)(A). Pursuant to Federal Rule of Civil Procedure 5(d) and Local Rule CV-5(d) and (e), all other counsel of record not deemed to have consented to electronic service were served with a true and correct copy of the foregoing by email.

/s/ Eric H. Findlay  
Eric H. Findlay